GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – C T Dept. – Surprise Check conducted by ACB officials over Integrated Check Post of CT Dept., at Naraharipeta, Chittoor District on 16-12-2010 – Certain irregularities noticed – Departmental action initiated against Sri M.Muniratnam Naidu, DCTO and eight others – Inquiry – Charge Not proved against Sri M. Muniratnam Naidu, DCTO (SO-9) and Sri B.Subbulaiah, ACTO (SO-1) - Further action dropped – Orders – Issed.

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REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.1073 Dated : 02-11-2015

Read the following :

1.Rc.No.120/DES-TCT/2010, dt.23-04-2011 from DG, ACB, AP., Hyd.
2.Govt.Memo No.25245/Vig.I(1)/2011, dated 14-07-2011.
3.Prog.No.V2/716/2011-1, dated 27-07-2011 of CCT., AP., Hyd.
4.Prog.No.V2/716/2011-1, dated 27-07-2011 of CCT., AP., Hyd.
5.Representation dt.26-9-2011 of Sri P.Muniratnam Naidu, DCTO.
6.Representation dt.24-9-2011 from Sri B.Subbulaiah, ACTO.
7.Rc.No.A/9/2013, dt.27-11-13 of CTO, Madanapally Circle (IR).
8.Rc.No.A/9/2013, dt.27-11-13 of CTO, Madanapally Circle (IR).
9.From CCT., AP., Hyderabad, Lr.No.V2/716/2011, dt.07-02-2014.
10.From CCT., AP., Hyderabad, Lr.No.V2/716/2011, dt.11-05-2015.
11.From CCT., AP., Hyderabad, Lr.No.V2/716/2011, dt.12-08-2015.
12.Govt.Memo No.25245/Vig.II(3)/2011, dated 05-10-2015.

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O R D E R :

Whereas, the Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad has submitted report stating that the Bureau officials of Tirupathi Range, have conducted Surprise Check over the Integrated Check Post, Naraharipeta, Chittoor District on 16-12-2010 and noticed certain irregularities against Sri P.Murniratnam Naidu, Deputy Commercial Tax Officer and eight others and recommended to initiate departmental action against the Suspected Officers, vide reference 1st read above.

2. And whereas, the Government after examining the Surprise Check Report have accepted the recommendations of the Bureau and requested the Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad to initiate departmental action against the nine Suspected Officers under Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 for violation of Andhra Pradesh Civil Services (Conduct) Rules, 1964 and submit the record along with the Inquiry Report for taking further action in the matter, vide reference 2nd read above. Accordingly, the Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad has initiated disciplinary action against all the Suspected Officers and after conducting regular inquiry into the matter has submitted report to the Government for advice in respect of Suspected Officers 2 to 8 and for taking further action against Sri P.Murniratnam Naidu, Deputy Commercial Tax Officer (Suspected Officer-9) (now Retired) and Sri B. Subbulaiah, Assistant Commercial Tax Officer (Suspected Officer-1) (now Retired) under Andhra Pradesh Revised Pension Rules, 1980 as Government is the competent authority in respect of retired Government Servants, vide references 9th to 11th read above.

(p.t.o)

3. Whereas, the Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad has framed the following charge/s against Sri P.Murniratnam Naidu, Deputy Commercial Tax Officer (Suspected Officer-9) and Sri B.Subbulaiah, Assistant Commercial Tax Officer (Suspected Officer-1), vide references 3rd and 4th read above :

Charge framed against Sri P.Murniratnam Naidu, Deputy Commercial Tax Officer (Suspected Officer-9) :

Charge : That the Suspected Officer while working at the Integrated Check Post Naraharipet, Chittoor District during 22-06-2009 to 16-12-2010 he committed grave misconduct in as much as he exhibited slackness in checking and controlling the Subordinate Staff working under him which resulted and paved the way for collecting the bribes from the crew of the vehicles passing through the Check Post by the subordinate staff working at the Check Post and not followed the superior instructions.

Charge framed against Sri B.Subbulaiah, Assistant Commercial Tax Officer (Suspected Officer-1) :

Charge : That the Suspected Officer while working at the Integrated Check Post Naraharipet, Chittoor District at the time of Surprise Check on 16-12-2010 he committed grave misconduct in as much as he failed to account for an amount of Government cash of Rs.400/- which was short in cash chest and for the cash of Rs.740/- received as voluntary offerings from the drivers / cleaners passing through the Check Post.

4. And whereas, the Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad has not satisfied with the Written Statement of Defence submitted by the above two Suspected Officers, vide references 5th and 6th read above, and ordered for inquiry by appointing Regular Inquiry Officer. The Inquiry Officer has submitted the Inquiry Report in respect of the above two Suspected Officers finding that the allegations are not substantiated and held that the charges as not proved, vide references 7th and 8th cited.

5. Whereas, in respect of Sri P.Murniratnam Naidu, Deputy Commercial Tax Officer (Suspected Officer-9), the Inquiry Authority in his findings observed that there is no evidence to prove that he has not followed the instructions of his superiors since he had issued Identity Cards to all the staff working in the Check Post and also followed the instructions of Commercial Tax Officer-II Circle, noted in the Visitors Register on 01-12-2010, hence held the charge framed as not proved.

6. Whereas, in respect of Sri B.Subbulaiah, Assistant Commercial Tax Officer (Suspected Officer-1), the Inquiry Authority in his findings with regard to 1st part of the charge, i.e., that the Suspected Officer has failed to account for Government cash of Rs.400/- which was short in Government Cash Chest, it is observed that the same was found available on the table of Sri K.Reddy Prasad, Junior Assistant concerned who writes the user charges receipts, with whom the Anti Corruption Bureau officials have found excess cash of Rs.500/- which also includes the Government cash of Rs.400/- and his personnel cash of Rs.100/-. With regard to 2nd part of the Charge, i.e., failed to account for the cash of Rs.740/- received as voluntary offerings from the drivers / cleaners passing through the Check Post, the Inquiry Authority observed that neither the above Suspected Officer nor the other staff working in the Check Post have collected the said amount from the Crew of the vehicles passing through the Check Post

(Contd..3)

and it is clearly mentioned in the report that the above amounts were offered when the Anti Corruption Bureau officials were sitting in the counters at the time of Check and as such there is no evidence to show that the said amount has been collected by the above Suspected Officer, hence held the charge framed as not proved.

7. Whereas, the Government after examining the matter have decided to accept the findings of the Inquiry Authority and hereby order to drop further action against Sri P.Murniratnam Naidu, Deputy Commercial Tax Officer (Suspected Officer-9) (now retired) and Sri B.Subbulaiah, Assistant Commercial Tax Officer (Suspected Officer-1) (now retired) in the above disciplinary proceedings.

8. The Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJEYA KALLAM
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri P.Murniratnam Naidu, Deputy Commercial Tax Officer (CT) (now Retd).
Sri B.Subbulaiah, Assistant Commercial Tax Officer (CT) (now Retd).
through the Commissioner of Commercial Taxes, A.P., Hyderabad.
(with a request to serve the order on the individuals and send the served copy with dated signature to Government)
The Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad.
Copy to
1.The Secretary to Vigilance Commissioner, A.P.V.C., Hyd.
2.The Director General, Anti Corruption Bureau, A.P., Hyderabad.
3.The Dy.Commissioner, Commercial Taxes, Tirupathi, Chittoor District,
5.The Revenue (CT.I) Department.
SF / SC

// FORWARDED BY ORDER //

SECTION OFFICER